



February 10, 2006

ENGROSSED HOUSE BILL No. 1150

DIGEST OF HB 1150 (Updated February 8, 2006 3:40 pm - DI 75)

Citations Affected: IC 9-18; IC 9-29.

Synopsis: Use of antique license plates on motor vehicles. After December 31, 2007, authorizes a person registering an antique motor vehicle to display an authentic license plate from the vehicle's model year on the antique motor vehicle.

Effective: July 1, 2006.

Crooks, Smith J, Stutzman, Goodin
(SENATE SPONSORS — KRUSE, SKINNER, DROZDA)

January 5, 2006, read first time and referred to Committee on Roads and Transportation.
January 9, 2006, reported — Do Pass.
January 17, 2006, read second time, amended, ordered engrossed.
January 18, 2006, engrossed.
January 19, 2006, read third time, passed. Yeas 92, nays 1.

SENATE ACTION

January 26, 2006, read first time and referred to Committee on Commerce and Transportation.
February 9, 2006, amended, reported favorably — Do Pass.

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EH 1150—LS 6507/DI 96+



February 10, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1150

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-18-2-7, AS AMENDED BY P.L.147-2005,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2006]: Sec. 7. (a) A person who owns a vehicle subject to
4 registration shall register each vehicle owned by the person as follows:

5 (1) A vehicle subject to section 8 of this chapter shall be
6 registered under section 8.

7 (2) Subject to subsection (g), a vehicle not subject to section 8 of
8 this chapter or to the International Registration Plan shall be
9 registered before:

10 (A) March 1 of each year; or

11 (B) an earlier date subsequent to January 1 of each year as set
12 by the bureau.

13 (3) School buses owned by a school corporation are exempt from
14 annual registration but are subject to registration under
15 IC 20-27-7.

16 (4) Subject to subsection (f), a vehicle subject to the International
17 Registration Plan shall be registered before April 1 of each year.

EH 1150—LS 6507/DI 96+



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(b) Registrations and re-registrations under this section are for the calendar year. Registration and re-registration for school buses owned by a school corporation may be for more than a calendar year.

(c) License plates for a vehicle subject to this section may be displayed during:

- (1) the calendar year for which the vehicle is registered; and
- (2) the period of time:
 - (A) subsequent to the calendar year; and
 - (B) before the date that the vehicle must be re-registered.

(d) **Except as provided in IC 9-18-12-2.5**, a person who owns or operates a vehicle may not operate or permit the operation of a vehicle that:

- (1) is required to be registered under this chapter; and
- (2) has expired license plates.

(e) If a vehicle that is required to be registered under this chapter has:

- (1) been operated on the highways; and
- (2) not been properly registered under this chapter;

the bureau shall, before the vehicle is re-registered, collect the registration fee that the owner of the vehicle would have paid if the vehicle had been properly registered.

(f) The department of state revenue may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles subject to the International Registration Plan.

(g) The bureau may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles described in subsection (a)(2).

SECTION 2. IC 9-18-2-8, AS AMENDED BY P.L.210-2005, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 8. (a) The bureau shall register vehicles under the schedule in this section.

(b) **Except as provided in IC 9-18-12-2.5**, a person who owns a vehicle shall receive a license plate, renewal tag, or other indicia upon registration of the vehicle. The bureau may determine the device required to be displayed.

(c) A corporation shall register, before February 1 of each year, the following vehicles that are owned by the corporation:

- (1) A passenger motor vehicle that is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business.
- (2) A recreational vehicle.
- (3) A motorcycle.
- (4) A truck that:

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- 1 (A) is not regularly rented to others for not more than
 2 twenty-nine (29) days in the regular course of the corporation's
 3 business; and
 4 (B) has a declared gross weight of not more than eleven
 5 thousand (11,000) pounds.
- 6 (d) A corporation that owns a:
 7 (1) passenger motor vehicle; or
 8 (2) truck that has a declared gross weight of not more than eleven
 9 thousand (11,000) pounds;
 10 that is regularly rented to others for periods of not more than
 11 twenty-nine (29) days in the regular course of the corporation's
 12 business must register the passenger motor vehicle or truck before
 13 March 1 of each year.
- 14 (e) For registrations for 2005, a person who owns a:
 15 (1) passenger motor vehicle;
 16 (2) recreational vehicle;
 17 (3) motorcycle; or
 18 (4) truck that has a declared gross weight of not more than eleven
 19 thousand (11,000) pounds;
 20 that is not subject to the registration requirements under subsection (d)
 21 shall register the passenger motor vehicle, recreational vehicle,
 22 motorcycle, or truck in conformance with the schedule set forth in
 23 subsection (f) or (g).
- 24 (f) After December 31, 2005, a person who owns a vehicle subject
 25 to registration under this subsection shall register the vehicle in
 26 accordance with subsection (g). The following schedule applies to
 27 persons who own vehicles that are required to be registered under
 28 subsection (e):
- 29 (1) Persons whose last names begin with the letters A through BE
 30 shall register before February 16 of each year.
 31 (2) Persons whose last names begin with the letters BF through
 32 BZ shall register before March 1 of each year.
 33 (3) Persons whose last names begin with the letter C shall register
 34 before March 16 of each year.
 35 (4) Persons whose last names begin with the letter D shall register
 36 before April 1 of each year.
 37 (5) Persons whose last names begin with the letters E through F
 38 shall register before April 16 of each year.
 39 (6) Persons whose last names begin with the letter G shall register
 40 before May 1 of each year.
 41 (7) Persons whose last names begin with the letters HA through
 42 HN shall register before May 16 of each year.

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(8) Persons whose last names begin with the letters HO through I shall register before June 1 of each year.

(9) Persons whose last names begin with the letters J through KM shall register before June 16 of each year.

(10) Persons whose last names begin with the letters KN through L shall register before July 1 of each year.

(11) Persons whose last names begin with the letters MA through ME shall register before July 16 of each year.

(12) Persons whose last names begin with the letters MF through O shall register before August 1 of each year.

(13) Persons whose last names begin with the letters P through Q shall register before August 16 of each year.

(14) Persons whose last names begin with the letter R shall register before September 1 of each year.

(15) Persons whose last names begin with the letters SA through SN shall register before September 16 of each year.

(16) Persons whose last names begin with the letters SO through T shall register before October 1 of each year.

(17) Persons whose last names begin with the letters U through WK shall register before October 16 of each year.

(18) Persons whose last names begin with the letters WL through Z shall register before November 1 of each year.

(g) The bureau shall determine the schedule for registration for the categories of vehicles set forth in subsection (e) for registrations required after December 31, 2005.

(h) A person who owns a vehicle in a category required to be registered under subsection (c), (d), or (e), and who desires to register the vehicle for the first time must apply to the bureau for a registration application form. The bureau shall do the following:

(1) Administer the registration application form.

(2) Issue the license plate.

(3) Collect the proper registration and service fees in accordance with the procedure established by the bureau.

(i) **Except as provided in IC 9-18-12-2.5**, the bureau shall issue a semipermanent plate under section 30 of this chapter, or:

(1) an annual renewal tag; or

(2) other indicia;

to be affixed on the semipermanent plate.

SECTION 3. IC 9-18-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 27. (a) Except as provided in ~~subsection~~ **subsections (b) and (c)**, a vehicle required to be registered under this chapter may not be used or operated upon the

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highways if the motor vehicle displays any of the following:

- (1) A registration number belonging to any other vehicle.
- (2) A fictitious registration number.
- (3) A sign or placard bearing the words "license applied for" or "in transit" or other similar signs.

(b) Any other number may be displayed for any lawful purpose upon a:

- (1) motor vehicle;
- (2) trailer;
- (3) semitrailer; or
- (4) recreational vehicle;

in addition to the license plates issued by the bureau under this chapter.

(c) After December 31, 2007, if a vehicle is registered as an antique motor vehicle under IC 9-18-12, an authentic Indiana license plate from the antique vehicle's model year may be displayed on the vehicle under IC 9-18-12-2.5.

SECTION 4. IC 9-18-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 1. (a) An antique motor vehicle must be registered annually.

(b) The bureau may adopt a:

- (1) registration form; and
- (2) certificate of registration;

to implement this chapter.

(c) After December 31, 2007, a person who:

- (1) registers an antique motor vehicle under this chapter; and**
- (2) wishes to display on the antique motor vehicle an authentic license plate from the model year of the antique motor vehicle under section 2.5 of this chapter;**

must pay the required fee under IC 9-29-5-32.5.

SECTION 5. IC 9-18-12-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 2. (a) **Except as provided in section 2.5 of this chapter**, the bureau shall issue one (1) license plate to the person who owns an antique motor vehicle that is registered under this chapter.

(b) A license plate for an antique motor vehicle shall be:

- (1) manufactured of embossed steel; and
- (2) painted a cream color.

(c) The lettering imprinted on a license plate issued under this chapter shall:

- (1) be painted in red;
- (2) contain:
 - (A) the registration number assigned to the registration

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certificate by the bureau; and

(B) the words "Historic Motor Vehicle, State of Indiana"; and

(3) indicate the year for which the antique motor vehicle has been registered.

(d) Instead of issuing a new license plate each time that an antique motor vehicle is registered, the bureau may issue to the person who owns the antique motor vehicle a tag or sticker that indicates the year for which the motor vehicle has been registered.

(e) A license plate issued under this chapter shall be securely attached to the rear of an antique motor vehicle.

SECTION 6. IC 9-18-12-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: **Sec. 2.5. (a) After December 31, 2007, a person who registers an antique motor vehicle under this chapter may:**

(1) furnish; and

**(2) display on the antique motor vehicle;
an Indiana license plate from the model year of the antique motor vehicle.**

(b) A license plate furnished and displayed under this section must be an authentic license plate from the model year of the antique motor vehicle.

(c) Before a license plate is mounted on an antique motor vehicle under this section, the license plate must be inspected by the bureau to determine whether the license plate:

(1) complies with this section;

(2) is in suitable condition to be displayed; and

(3) bears a unique plate number at the time of the registration of the antique motor vehicle.

The bureau may prohibit the display of an authentic license plate under this section if the authentic license plate is not in conformance with this subsection.

(d) If an Indiana license plate from the model year of the antique motor vehicle is displayed on a motor vehicle registered as an antique motor vehicle under this chapter, the current certificate of registration of the antique motor vehicle shall be:

(1) kept at all times in the vehicle; and

(2) made available for inspection upon the demand of a law enforcement officer.

Notwithstanding IC 9-18-2-21, this subsection is not satisfied by keeping a reproduction of the certificate of registration in the vehicle or making a reproduction of the certificate of registration available for inspection.

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(e) The fee to register and display an authentic license plate from the model year of an antique motor vehicle is as provided in IC 9-29-5-32.5.

SECTION 7. IC 9-29-5-28 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 28. **Except as provided in IC 9-29-12-2.5(e) and section 32.5 of this chapter**, the registration fee for an antique motor vehicle under IC 9-18-12 is twelve dollars (\$12).

SECTION 8. IC 9-29-5-32.5, AS ADDED BY P.L.233-2005, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 32.5. The fee for a personalized license plate under IC 9-18-15 **or for the registration and display of an authentic license plate for the model year of an antique motor vehicle under IC 9-18-12-2.5** is as follows:

- (1) The applicable excise tax imposed under IC 6-6-5.
- (2) The regular vehicle registration fee imposed under this chapter.
- (3) A state fee of seven dollars (\$7) for the motor vehicle highway account established under IC 8-14-1.
- (4) A service charge of thirty dollars (\$30) for the state license branch fund established by IC 9-29-14-1.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1150, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DUNCAN, Chair

Committee Vote: yeas 10, nays 0.

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1150 be amended to read as follows:

Page 5, line 13, delete "If" and insert "**After December 31, 2007, if**".

Page 5, line 35, delete "If" and insert "**After December 31, 2007, if**".

Page 6, line 3, delete "2006," and insert "**2007,**".

Page 6, line 36, delete "2006," and insert "**2007,**".

Page 7, line 25, delete "2007," and insert "**2008,**".

(Reference is to HB 1150 as printed January 10, 2006.)

CROOKS

 SENATE MOTION

Madam President: I move that Senator Drozda be added as cosponsor of Engrossed House Bill 1150.

KRUSE

 COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Transportation, to which was referred House Bill No. 1150, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

EH 1150—LS 6507/DI 96+



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Page 4, delete lines 39 through 42, begin a new paragraph and insert:

"SECTION 3. IC 9-18-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 27. (a) Except as provided in ~~subsection~~ **subsections (b) and (c)**, a vehicle required to be registered under this chapter may not be used or operated upon the highways if the motor vehicle displays any of the following:

- (1) A registration number belonging to any other vehicle.
- (2) A fictitious registration number.
- (3) A sign or placard bearing the words "license applied for" or "in transit" or other similar signs.

(b) Any other number may be displayed for any lawful purpose upon a:

- (1) motor vehicle;
- (2) trailer;
- (3) semitrailer; or
- (4) recreational vehicle;

in addition to the license plates issued by the bureau under this chapter.

(c) After December 31, 2007, if a vehicle is registered as an antique motor vehicle under IC 9-18-12, an authentic Indiana license plate from the antique vehicle's model year may be displayed on the vehicle under IC 9-18-12-2.5.

SECTION 4. IC 9-18-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 1. (a) An antique motor vehicle must be registered annually.

- (b) The bureau may adopt a:
- (1) registration form; and
 - (2) certificate of registration;

to implement this chapter.

(c) After December 31, 2007, a person who:

- (1) registers an antique motor vehicle under this chapter; and**
- (2) wishes to display on the antique motor vehicle an authentic license plate from the model year of the antique motor vehicle under section 2.5 of this chapter;**

must pay the required fee under IC 9-29-5-32.5.

SECTION 5. IC 9-18-12-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 2. (a) **Except as provided in section 2.5 of this chapter**, the bureau shall issue one (1) license plate to the person who owns an antique motor vehicle that is registered under this chapter.

- (b) A license plate for an antique motor vehicle shall be:
- (1) manufactured of embossed steel; and

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- (2) painted a cream color.
- (c) The lettering imprinted on a license plate issued under this chapter shall:
 - (1) be painted in red;
 - (2) contain:
 - (A) the registration number assigned to the registration certificate by the bureau; and
 - (B) the words "Historic Motor Vehicle, State of Indiana"; and
 - (3) indicate the year for which the antique motor vehicle has been registered.
- (d) Instead of issuing a new license plate each time that an antique motor vehicle is registered, the bureau may issue to the person who owns the antique motor vehicle a tag or sticker that indicates the year for which the motor vehicle has been registered.
- (e) A license plate issued under this chapter shall be securely attached to the rear of an antique motor vehicle.

SECTION 6. IC 9-18-12-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: **Sec. 2.5. (a) After December 31, 2007, a person who registers an antique motor vehicle under this chapter may:**

- (1) furnish; and**
 - (2) display on the antique motor vehicle;**
- an Indiana license plate from the model year of the antique motor vehicle.**

(b) A license plate furnished and displayed under this section must be an authentic license plate from the model year of the antique motor vehicle.

(c) Before a license plate is mounted on an antique motor vehicle under this section, the license plate must be inspected by the bureau to determine whether the license plate:

- (1) complies with this section;**
- (2) is in suitable condition to be displayed; and**
- (3) bears a unique plate number at the time of the registration of the antique motor vehicle.**

The bureau may prohibit the display of an authentic license plate under this section if the authentic license plate is not in conformance with this subsection.

(d) If an Indiana license plate from the model year of the antique motor vehicle is displayed on a motor vehicle registered as an antique motor vehicle under this chapter, the current certificate of registration of the antique motor vehicle shall be:

- (1) kept at all times in the vehicle; and**

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(2) made available for inspection upon the demand of a law enforcement officer.

Notwithstanding IC 9-18-2-21, this subsection is not satisfied by keeping a reproduction of the certificate of registration in the vehicle or making a reproduction of the certificate of registration available for inspection.

(e) The fee to register and display an authentic license plate from the model year of an antique motor vehicle is as provided in IC 9-29-5-32.5.

SECTION 7. IC 9-29-5-28 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 28. **Except as provided in IC 9-29-12-2.5(e) and section 32.5 of this chapter**, the registration fee for an antique motor vehicle under IC 9-18-12 is twelve dollars (\$12).

SECTION 8. IC 9-29-5-32.5, AS ADDED BY P.L.233-2005, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 32.5. The fee for a personalized license plate under IC 9-18-15 **or for the registration and display of an authentic license plate for the model year of an antique motor vehicle under IC 9-18-12-2.5** is as follows:

- (1) The applicable excise tax imposed under IC 6-6-5.
- (2) The regular vehicle registration fee imposed under this chapter.
- (3) A state fee of seven dollars (\$7) for the motor vehicle highway account established under IC 8-14-1.
- (4) A service charge of thirty dollars (\$30) for the state license branch fund established by IC 9-29-14-1."

Delete pages 5 through 7.

and when so amended that said bill do pass.

(Reference is to HB 1150 as reprinted January 18, 2006.)

LANDSKE, Chairperson

Committee Vote: Yeas 8, Nays 0.

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